



PATENT 4614-0160PUS1

### IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

DONATH, Marc

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Group:

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December 9, 2004

Examiner:

For:

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ANTAGONIST AND/OR

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DIABETES

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FILING OF AN APPLICATION
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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

August 18, 2005

#### Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

#### I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449(s), attached hereto.

#### II. COPIES (check at least one box)

- a.  $\boxtimes$  Copies of cited U.S. patents and patent application publications are not included. Copies of foreign patent documents and non-patent literature are included.
- b. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

# III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

## a. DOCUMENTS IN THE ENGLISH LANGUAGE

The patents, publications, or other information listed on the attached PTO 1449 are in the English language and therefore, do not require a statement of relevancy.

#### b. DOCUMENTS NOT IN THE ENGLISH LANGUAGE

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

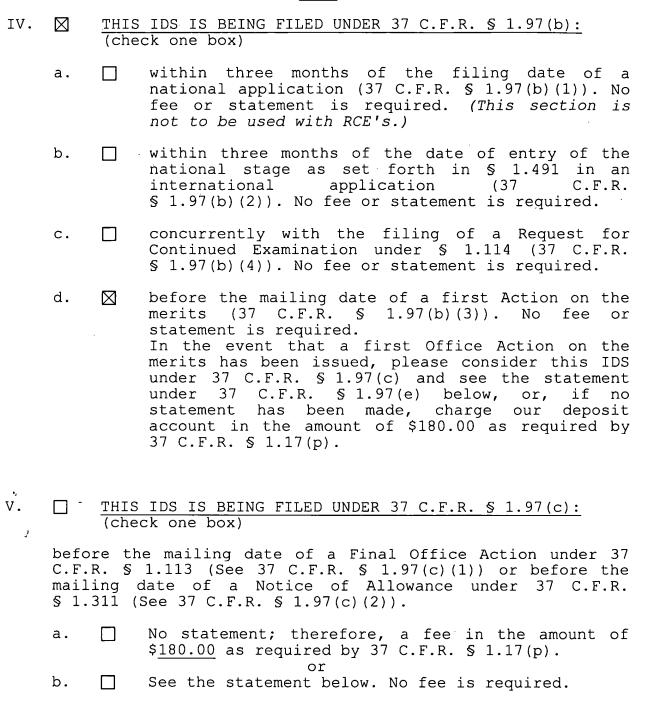
#### c. ENGLISH LANGUAGE SEARCH REPORT

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3).

#### d. OTHER

The following additional information is provided for the Examiner's consideration.

#### FEES





## VI. STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby states that

- a. 
  each item of information contained in the IDS was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than 30 days prior to the filing of this IDS; or
- b. 
  each item of information contained in the IDS was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- c. no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS.
- Some of the items of information were cited in a communication from a foreign Patent Office. As to d. this information, the undersigned states that each item of information contained in the IDS was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

VII.	PAYMENT	OF	FEES	(check	one	box)
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- П Please charge Deposit Account No. 02-2448 amount required by 37 C.F.R. § 1.17(p) for the aboveindicated fee. This paper is submitted in triplicate.
- 冈 No fee is required.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 02-2448.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Respectfully submitted,

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Attachment(s): □ PTO-1449

Documents

Foreign Search Report

Fee

Other:

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INFORMATION DISCLOSURE CITATION

ATTY, DOCKET NO. 4614-0160PUS1

APPLICATION NO. 10/517,450

APPLICANT

IN AN APPLICATION DONATH, Marc GROUP (Use several sheets if necessary) FILING DATE December 9, 2004 PATENT DOCUMENTS U.S. EXAMINER INITIAL DOCUMENT NUMBER DATE NAME FILING DATE IF APPROPRIATE Kind SUB US FOREIGN PATENT DOCUMENTS CLASS TRANSLATION Office DOCUMENT Kind DATE COUNTRY SUB NUMBER EP 1018514A1 7/00 **EPO** OTHER DOCUMENTS (Include Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, ournal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published Blocking IL-1: Interleukin 1 receptor antagonist in vivo and in vitro, Charles A. Dinarello, et al., Immunology Today, Vol. 12 No. 11 199, pp. 404-410 Involvement of Interleukin 1 and Interleukin 1 Antagonist in Pancreatic B-Cell Destruction in Insulin-Dependent Diabetes Mellitus, Thomas Mandrup-Poulson, et al., Cytokine, Vol. 5, No. 3 (May), 1993 pp. 185-191 Il-1 Receptor Antagonist Serum Levels Are Increased in Human Obesity: A Possible Link to the Resistance to Leptin? Christoph A. Meier, et al., The Journal of Clinical Endocrinology & Metabolism 87(3):1184-1188 Hyperglucemia-Induced B-Cell Apoptosis in Pancreatic Islets of Psammomys obesus During Development of Diabetes, Marc Y. Donath, et al., Diabetes, Vol. 48 April 1999, 738-744 Pyrrolidine Dithiocarbamate Prevents IL-1-Induced Nitric Oxide Synthase mRNA, but not Superoxide Dismutase mRNA, in Insulin Producing Cells, F.J. Bedoyua, et al., Biochemical and Biophysical Research Communications, Vol. 210, No.3 1995, pp.816-822 Role of the NF-kB Pathway in the Pathogenesis of Human Disease States, Yumi Yamamoto and Richard Gaynor, Current Molecular Medicine 2001, 1, pp. 287-296 Cyokines Activate the Nuclear Factor kB (NF-kB) and Induce Nitric Oxide Production in Human Pancreatic Islets, Maline Flodström, et al., Federation of European Biochemical Societies 285 (1996) 4-6 Glucose-induced B cell Production of IL-1B contributes to Glucotoxicity in Human Pancreatic Islets, Kathrin Maedler, et al., The Journal of Clinical Investigation, Sept. 2002, Vol. 110, Number 6, pp. 851-860 Hyperglycaemia as an Inducer as well as a Consequence of Impaired Islet Cell Function and Insulin Resistance: Implications for the Management of Diabetes, R.H. Under, et al., Diabetologia, (1985) 28: 119-121 Monolayer Culture of Adult Rat Pancreatic Islets on Extracellular Matrix: Modulation of B-Cell Function by Chronic Exposure to High Glucose, Nurit Kaiser, et al., Endocrinology, Vol. 129, No. 4, pp. 2067-2075 Chronic Hypergycemia Is Associated with Impaired Glucose Influence on Insulin Secretion, A Study in Normal Rats Using Chronic In Vivo Glucose Infusions, L. J. Leahy, et al., J. Clinical Invest., Vol. 77 March 1986, pp. 908-915 Perspective in Diabetes, Type II Diabetes, Glucose "Non-Sense," and Islet Desensitization, R. Paul Robertson, Diabetes, Vol.

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